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DATE: October 9, 2003

SEND TO: Examiner Nicole M. Barreca
LOCATION: United States Patent and Trademark Office
Group Art Unit: 1756
FAX NO.: 703-872-9076

FROM: Deanna M. Rivernider for Peter F. Corless
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OCT 15 2003**OFFICIAL**


RE: U.S.S.N. 09/918,399; Filed July 30, 2001
Applicant: Trefonas et al.
Attorney Docket No. 50792

Dear Examiner Barreca:

As discussed earlier, attached please find a copy of the Petition to Withdraw a Holding of Abandonment in connection with the above-referenced application. The petition was forwarded to the U.S. Patent and Trademark Office on August 19, 2003.

Please contact our office if we can be of further assistance.

Respectfully submitted,


Deanna M. Rivernider, Assistant to:
Peter F. Corless (Reg. No. 33,860)
EDWARDS & ANGELL, LLP
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TOTAL NUMBER OF PAGES: 9, including cover sheet.

Should there be any problem with the transmission of the following document, please contact Deanna Rivernider at (508) 485-7772.

Mailing Date: 8/19/03 Attorney/Sec: SMJ/mpc
Client: 70329 Docket No.: 50792
Trefonas III et
Inventors: al.
Serial No.: 09/918,399 Patent No.:
Filing Date: 7/30/01 Grant Date:
The dating stamp of the Patent and Trademark Office hereon will be taken as the date of filing of:
Petition to Withdraw a Holding of Abandonment (3 pgs.)
Patent Application Information Retrieval (1 pg.)
Docket record maintained by Attorneys of Record (2 pgs.)
Copy of letter to USPTO and spreadsheet

Due Date:

Docket No. 50792 (70329)

RECEIVED
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OCT 15 2003**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: P. Trefonas III, et al.

SERIAL NO.: 09/918,399

GROUP: 1756

FILED: July 30, 2001

EXAMINER: N. Barroca

FOR: ANTIREFLECTIVE COATING COMPOSITIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**OFFICIAL****CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on this date August 19, 2003 in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EV343734850US addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Michelle P. Chicos
Michelle P. Chicos

Sir:

**PETITION TO WITHDRAW A HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION (MPEP 711.03(c) II)**

Pursuant to 37 C.F.R. §1.181 and MPEP 711.03(c) II, Applicants respectfully petition for withdrawal of the holding of abandonment, which, as indicated on a Notice of Abandonment mailed by the U.S. Patent & Trademark Office on August 8, 2003, was deemed to be abandoned for Applicants' alleged failure to timely file a response to an Office Action mailed on January 30, 2003.

P. Trefonas, III et al.
U.S. Serial No. 09/918,399
Page 2 of 3

As shown on the attached printout from the Patent Application Information Retrieval available to the public, Applicants attempted to change the correspondence address for this application at least on September 6, 2001, which indicates that Applicants promptly notified the U.S. Patent & Trademark Office of the address change.

Further, at least on December 5, 2002, this firm filed with the Electronic Business Center of the U.S. Patent & Trademark Office printed and computer disc listings of all pending and issued cases appearing on our docket in the U.S. Patent & Trademark Office, to be associated with our Customer Number 21874. Attached please find the letter and complete printout, which includes an entry for U.S. Serial No. 09/918,399 and filing date 07/30/01.

The Attorneys of Record for the subject application received a Notice of Abandonment on August 11, 2003 (date mailed: August 8, 2003), for Applicants' alleged failure to timely file a response to an Office Action mailed on January 30, 2003.

The Attorneys of Record have never received an Office Action for the subject application. A search of the file wrapper and docket records of the subject application confirms that **no** Office Action was received.

Attached is the docket record as maintained by the Attorneys of Record for this case. There is no indication that an Office Action was received from the U.S. Patent and Trademark Office. In fact, as shown on Page 2, the last entry on the docket is for a status inquiry ("1ST OFFICE ACTION TICKLER DT.") on 30-Oct-2003.

Applicants respectfully request that the Commissioner, based on the foregoing statement of facts, withdraw the erroneous holding of abandonment and resend the Office Action.

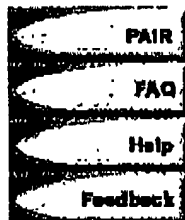
The within petition and the related enclosures are being filed within two (2) months of the date of the Decision on Petition, and thus is believed to be timely filed (see 37 CFR 1.181(f)).



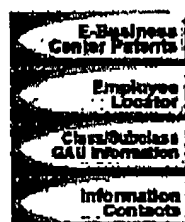
UNITED STATES PATENT AND TRADEMARK OFFICE

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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



Search results for application number: 09/918,399			
Application Number:	09/918,399	Customer Number:	
Filing or 371(c) Date:	07-30-2001	Status:	Abandoned -- Failure to Respond to an Office Action
Application Type:	Utility	Status Date:	08-08-2003
Examiner Name:	BARRECA, NICOLE M	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	1756	Location Date:	08-15-2003
Confirmation Number:	4635	Earliest Publication No:	US 2002-0031729 A1
Attorney Docket Number:	50792	Earliest Publication Date:	03-14-2002
Class/ Sub-Class:	430/311	Patent Number:	
First Named Inventor:	Peter Trefonas, Medway, MA	Issue Date of Patent:	
Title Of Invention: Antireflective coating compositions			

[Foreign Priority](#)
[Continuity Data](#)

File Contents History		
Number	Date	Contents Description
12	08-08-2003	Mail Abandonment for Failure to Respond to Office Action
11	08-08-2003	Abandonment for Failure to Respond to Office Action
10	05-21-2003	Information Disclosure Statement (IDS) Filed
9	01-30-2003	Mail Non-Final Rejection
8	01-27-2003	Non-Final Rejection
7	07-30-2001	Preliminary Amendment
6	07-09-2002	Information Disclosure Statement (IDS) Filed
5	10-13-2001	Case Docketed to Examiner in GAU
4	09-06-2001	Application Dispatched from OIPE
3	09-06-2001	Correspondence Address Change
2	08-08-2001	IFW Scan & PACR Auto Security Review
1	07-30-2001	Initial Exam Team nn

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Country Application

Monday, August 18, 2003

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Case Number: 50792	Country: US	SubCase:
Client: 0329 Shipley/Rohm and Haas Company United States of America		
Case Type: ORD	Application Status: Published	
Application Number: 09/918,399	Filing Date: 30-Jul-2001	
Publication Number: 0031729A1	Publication Date: 14-Mar-2002	
Patent Number:	Issue Date:	
Parent/PCT Number: 60/222,140	Parent/PCT Date : 31-Jul-2000	
Parent Patent Number:	Parent Issue Date :	
Tax Schedule:	Expiration Date:	
Confirmation Number:	Patent Term Adjustment: 0	
Attorney(s): PFC		
Agent:		
Agent Reference No.:	KBC No:	
Tax Start Date:	Location: BOS	
First Filing Date: 31-Jul-2000		
Title: ANTIREFLECTIVE COATING COMPOSITIONS		
Remarks: MDC Docket Number: 50792		
MDC Application Number: 09/918,399		
MDC Parent Number: 60/222,140		
ASSIGNEE: Shipley Company, L.L.C.		
08/11/2003 Notice of ABANDONMENT received from USPTO		
<u>Inventors:</u>		
PAVELCHEK, Edward K.		
TREFONAS, Peter III		
DOCANTO, Manuel		

Country Application

Monday, August 18, 2003

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List Of Actions

Action(s) Due	Due Date		Action Taken
CON 11 LETTER - FOREIGN FILING	01-Jan-1930	Final	01-Jan-1930
CON 8 LETTER - FOREIGN FILING	01-Jan-1930	Final	01-Jan-1930
FOREIGN FILING DEADLINE	01-Jan-1930	Final	01-Jan-1930
FOREIGN FILING REMINDER	01-Jan-1930	Final	01-Jan-1930
DECLARATION	30-Jul-2001	Final	30-Jul-2001
FILE ASSIGNMENT	30-Jul-2001	Final	30-Jul-2001
File By Due Date	30-Jul-2001	Final	30-Jul-2001
NEW FILING INFORMATION	30-Jul-2001	Final	30-Jul-2001
FILING POSTCARD RECEIVED?	15-Aug-2001	Final	15-Aug-2001
FILING RECEIPT RECEIVED?	06-Sep-2001	Final	06-Sep-2001
FILING POSTCARD RECEIVED?	30-Oct-2001	Due Date	15-Aug-2001
INFO DISCL. STATEMENT	30-Dec-2001	Due Date	27-Jun-2002
FILING RECEIPT RECEIVED?	30-Jan-2002	Due Date	06-Sep-2001
Published	31-Jan-2002	Due Date	14-Mar-2002
CON 8 LETTER - FOREIGN FILING	30-Mar-2002	Due Date	01-Jan-1930
CON 11 LETTER - FOREIGN FILING	30-Jun-2002	Due Date	01-Jan-1930
FOREIGN FILING REMINDER	15-Jul-2002	Due Date	01-Jan-1930
FOREIGN FILING DEADLINE	30-Jul-2002	Due Date	01-Jan-1930
PTO Return Postcard	27-Aug-2002	Reminder	15-Jul-2002
Change of Address	14-May-2003	Due Date	14-May-2003
Supplemental IDS	14-Jun-2003	Due Date	14-May-2003
PTO Return Postcard	14-Jul-2003	Reminder	27-May-2003
Supplemental IDS	14-Jul-2003	Due Date	14-May-2003
Supplemental IDS	31-Jul-2003	Reminder	14-May-2003
Supplemental IDS	07-Aug-2003	Reminder	14-May-2003
Supplemental IDS	14-Aug-2003	Final	14-May-2003
1ST OFFICE ACTION TICKLER DT.	30-Oct-2003	Due Date	

User ID: rmchugh

Date Created: 31-Jul-2001

Last Update: 11-Aug-2003

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